

3  
4 AN ORDINANCE approving a contract  
5 between the City of Fort Wayne and  
6 Zollner Corporation for fire pro-  
tection to premises outside the City.

7 BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF  
8 FORT WAYNE, INDIANA:

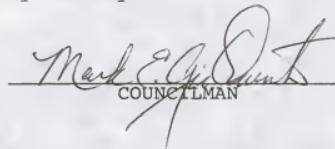
9 SECTION 1. That the contract, dated June 1, 1980,  
10 between the City of Fort Wayne, by and through its Mayor and  
11 Board of Public Safety, and Zollner Corporation and the fur-  
12 nishing of fire protection by the Fort Wayne Fire Department  
13 to premises of Zollner Corporation outside the city limits,  
14 described as follows, to-wit:

15 All buildings and improvements of Zollner,  
16 presently located or hereinafter located  
17 on an area which has a frontage of 602.4  
18 feet more or less, along the east right of  
way line of Coliseum Boulevard South, a north  
19 boundary line of 1381 feet more or less, an  
east boundary line of 765.1 feet more or  
less, and a south boundary line of 1854 feet  
more or less.

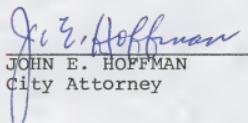
20 The said buildings and improvements which  
21 are collectively referred to as "the premises"  
22 hereafter in this contract are reflected for  
tax purposes as \$657,400, as issued by the  
Treasurer of Allen County, Indiana,  
23 at a cost to Zollner Corporation of \$6,694.96, all as more par-  
24 ticularly set forth in said contract which is on file in the  
25 Office of the Board of Public Safety and is by reference incor-  
26 porated herein and made a part hereof, is hereby in all things  
27 ratified, confirmed and approved.

28 SECTION 2. The proceeds of such contract received  
29 by the City shall be deposited in the City "Fire Fighting Fund"  
30 pursuant to I.C. 18-6-8-2.  
31  
32

SECTION 3. This Ordinance shall be effective upon  
its passage and approval by the Mayor.

  
Mark E. Johnson  
COUNCILMAN

APPROVED AS TO FORM AND  
LEGALITY AUGUST 8, 1980.

  
John E. Hoffman  
JOHN E. HOFFMAN  
City Attorney

Read the first time in full and on motion by GiaQuinta,  
seconded by Zelmers, and duly adopted, read the second time  
by title and referred to the Committee Zentner (and the City  
Plan Commission for recommendation) and Public Hearing to be held after  
due legal notice at the Council Chambers, City-County Building, Fort Wayne,  
Indiana, on 12/18/80, the 12/18/80 day of December,  
1980, at 10:00 o'clock M., E.S.T.

DATE: 8/12/80

Charles W. Westerman Jr.  
CHARLES W. WESTERMAN  
CITY CLERK

Read the third time in full and on motion by Stier,  
seconded by Eisbart, and duly adopted, placed on its  
passage. PASSED (YEST) by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT	TO-WIT:
<u>TOTAL VOTES</u>	<u>6</u>	<u>—</u>	<u>3</u>	<u>—</u>	<u>—</u>
<u>BURNS</u>	<u>—</u>	<u>—</u>	<u>X</u>	<u>—</u>	<u>—</u>
<u>EISBART</u>	<u>—</u>	<u>—</u>	<u>X</u>	<u>—</u>	<u>—</u>
<u>GiaQUINTA</u>	<u>X</u>	<u>—</u>	<u>—</u>	<u>—</u>	<u>—</u>
<u>NUCKOLS</u>	<u>X</u>	<u>—</u>	<u>—</u>	<u>—</u>	<u>—</u>
<u>SCHMIDT, D.</u>	<u>X</u>	<u>—</u>	<u>—</u>	<u>—</u>	<u>—</u>
<u>SCHMIDT, V.</u>	<u>X</u>	<u>—</u>	<u>—</u>	<u>—</u>	<u>—</u>
<u>SCHOMBURG</u>	<u>—</u>	<u>—</u>	<u>X</u>	<u>—</u>	<u>—</u>
<u>STIER</u>	<u>X</u>	<u>—</u>	<u>—</u>	<u>—</u>	<u>—</u>
<u>TALARICO</u>	<u>X</u>	<u>—</u>	<u>—</u>	<u>—</u>	<u>—</u>

DATE: 8/26/80

Charles W. Westerman  
CHARLES W. WESTERMAN - CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne,  
Indiana, as (ZONING MAP) (GENERAL) (ANNEXATION) (SPECIAL)  
(APPROPRIATION) ORDINANCE (RESOLUTION) No. D-98-80  
on the 26th day of August, 1980.

Charles W. Westerman  
CHARLES W. WESTERMAN - CITY CLERK

(SEAL)  
Vivian J. Schmidt  
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on  
the 27th day of August, 1980, at the hour of  
11:30 o'clock A M., E.S.T.

Charles W. Westerman  
CHARLES W. WESTERMAN - CITY CLERK

Approved and signed by me this 11:30 29th day of August  
1980, at the hour of 11:30 o'clock A M., E.S.T.

Charles W. Westerman  
WINFIELD C. MOSES, JR.  
MAYOR

BILL NO. S-80-08-07

REPORT OF THE COMMITTEE ON FINANCE

WE, YOUR COMMITTEE ON FINANCE TO WHOM WAS REFERRED AN  
ORDINANCE approving a contract between the City of Fort Wayne and Zollner  
Corporation for fire protection to premises outside the City

[Handwritten signature of James S. Stier]

[Handwritten signature of Mark GiaQuinta]

[Handwritten signature of Ben Eisbart]

[Handwritten signature of Paul M. Burns]

[Handwritten signature of Donald J. Schmidt]

HAVE HAD SAID ORDINANCE UNDER CONSIDERATION AND BEG LEAVE TO REPORT  
BACK TO THE COMMON COUNCIL THAT SAID ORDINANCE DO PASS.

JAMES S. STIER, CHAIRMAN

MARK GIAQUINTA, VICE CHAIRMAN

BEN EISBART

PAUL M. BURNS

DONALD J. SCHMIDT

CONCURRED IN

DATE 8-26-80 CHARLES W. WESTERMAN, CITY CLERK

FIRE PROTECTION CONTRACT

This contract is entered into duplicate this 1st day of June, 1980 between the CITY OF FORT WAYNE, INDIANA, acting by and through its Mayor and Board of Commissioners, Department of Public Safety, ("CITY") and ZOLLNER CORPORATION, an Indiana corporation having its principal place of business in Adams Township, Allen County, Indiana ("ZOLLNER").

WHEREAS, ZOLLNER is the owner of certain improvements upon real estate near but outside the corporate limits of the CITY, described as follows:

All buildings and improvements of Zollner, presently located or hereinafter located on an area which has a frontage of 602.4 feet more or less, along the east right of way line of Coliseum Boulevard South, a north boundary line of 1381 feet more or less, an east boundary line of 765.1 feet more or less, and a south boundary line of 1854 feet more or less.

The said buildings and improvements which are collectively referred to as "the premises" hereafter in this contract are reflected for tax purposes as \$657,400, as issued by the Treasurer of Allen County, Indiana;

and, WHEREAS, ZOLLNER desires to be assured that fire protection by CITY is available at the premises above described:

NOW, THEREFORE, the parties agree as follows:

1. For one continuous calendar year from the date of this Agreement, upon the receipt by CITY'S Fire Department of a notification or signal that there is a fire on the premises above described, CITY shall cause the proper fire fighting station or stations to send such fire fighting equipment, materials, and personnel to the premises as it reasonably sends to other similar locations within the corporate limits of CITY.

2. For fire fighting services provided for herein, ZOLLNER shall pay to the CITY the sum of One and One Hundred Eighty Four Ten Thousandths Dollars (\$1.0184) per One Hundred Dollars (\$100.00) of assessed valuation for tax purposes on the improvements hereinafter identified as the premises. The improvements hereinabove identified have an assessed valuation as indicated of \$657,400. The sum owing under this contract

is therefore, \$6,694.96. Said sum shall be payable as follows:

1. \$3,347.48 shall be payable upon execution of this contract.

2. The balance due shall be \$3,347.48 payable on or before November 1, 1980.

3. CITY shall cause its Fire Department personnel and Fire Prevention Bureau personnel to inspect ZOLLNER'S Building, equipment, and facilities periodically, at mutually convenient times, to familiarize such personnel with said buildings, equipment, and facilities and ZOLLNER'S operations on the premises, so as to (1) determine the types of fire which may reasonably be anticipated on the premises; (2) be able to render service commensurate with existing service conditions; (3) so as to make recommendations relative to fire prevention.

4. Notwithstanding the foregoing provisions, this contract shall not become effective until it shall have been signed by the Mayor and the members of the Board of Commissioners, Department of Public Safety of CITY.

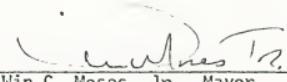
ZOLLNER CORPORATION

By:

  
Paul O. Schirmeyer, Treasurer

CITY OF FORT WAYNE, INDIANA

By:

  
Win C. Moses, Jr., Mayor

BOARD OF COMMISSIONERS,  
DEPARTMENT OF PUBLIC SAFETY

BY: \_\_\_\_\_

BY: William H. White  
William H. White, MemberBY: Helen J. Brown  
Helen J. Brown, Member

I hereby certify that the foregoing contract was ratified and approved  
by the Common Council of the City of Fort Wayne, Indiana on

8-26-, 1980.

Charles W. Westerman  
Charles W. Westerman, Clerk

Admn. Appr. \_\_\_\_\_

DIGEST SHEET

*S-80-08-07*

TITLE OF ORDINANCE Outside the City Fire Contract

DEPARTMENT REQUESTING ORDINANCE Board of Public Safety

SYNOPSIS OF ORDINANCE This would allow the City of Fort Wayne to provide fire protection for Zollner Corporation. They, in turn, will pay the City \$6,694.96 which is used to purchase fire equipment.

EFFECT OF PASSAGE The Fort Wayne Fire Department will receive \$6,694.96.

EFFECT OF NON-PASSAGE The Fire Department will lose \$6,694.96.

MONEY INVOLVED (Direct Costs, Expenditures, Savings) none

ASSIGNED TO COMMITTEE (J.N.)

DATE SUBMITTED: Finance